

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

<b>E &amp; H STEEL CORPORATION,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 1:06cv1132--WKW</b>
	)	
<b>THE HASKELL COMPANY, INC.,</b>	)	
	)	
<b>Defendant.</b>	)	

**MOTION TO CONTINUE DEADLINE FOR SUBMISSION  
OF REPORT OF PARTIES PLANNING MEETING**

COMES NOW defendant The Haskell Company, Inc. ("Haskell") and requests a continuance of the deadline for submission of the Rule 26 Report of Parties Planning Meeting. As grounds for such, Haskell shows that the parties feel settlement is likely within the next two days. Counsel for Plaintiff E&H Steel Corporation has agreed to such continuance and counsel for the parties have contacted the Court regarding same.

WHEREFORE, PREMISES CONSIDERED, Haskell requests the Court to continue the deadline for submission of the R26 Report of Parties Planning Meeting.

/s/Greer B. Mallette  
Richard E. Smith (SMI106)  
Greer B. Mallette (MAL025)  
Attorneys for Defendant

OF COUNSEL  
CHRISTIAN & SMALL LLP  
505 20<sup>th</sup> Street North, Suite 1800  
Birmingham, AL 35203  
205-250-6643  
205-328-7234 (fax)

**CERTIFICATE OF SERVICE**

I hereby certify that I have on this the 29th day of January, 2007 served a copy of the above and foregoing upon all counsel of record in this cause by U.S. Mail and by using the CM/ECF system which will send notification of such filing to the following:

Elizabeth Glasgow  
Farmer, Price, Hornsby & Weatherford, LLP  
P.O. Drawer 2228  
Dothan, AL 36302

David W. Mockbee  
Mary Elizabeth Hall  
Alex Guidry  
Mockbee Hall & Drake, P.A.  
The Lamar Life Building, Suite 1000  
317 East Capital Street  
Jackson, MS 39201

/s/ Greer B. Mallette  
OF COUNSEL